

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

In re:	)	Case No. 10-55776
	)	
Brian M. & Penny S. Greene,	)	Chapter 7
	)	
Debtors.	)	Judge Preston
	)	

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**UNITED STATES TRUSTEE’S MOTION FOR EXTENSION OF TIME  
TO FILE A MOTION UNDER 11 U.S.C. § 707(b)(3) AND/OR § 727**

The United States Trustee (“UST”) requests this Court grant an extension of time, until **November 16, 2010**, to timely file a motion to dismiss in the above case under 11 U.S.C. § 707(b)(3) and/or to object to discharge under 11 U.S.C. § 727. The reason for this motion is set forth in the Memorandum In Support which follows.

Dated: August 13, 2010

Daniel M. McDermott  
United States Trustee  
Region 9

By: /s/ Pamela Arndt  
Pamela Arndt  
Attorney for the U.S. Trustee  
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## MEMORANDUM IN SUPPORT

This bankruptcy case was filed on May 13, 2010. The last date for objections to discharge is August 16, 2010. The UST is reviewing the bankruptcy filing for abuse within the meaning of 11 U.S.C. § 707(b) and/or discharge issues in accordance with 11 U.S.C. § 727.

The UST has concerns over the Debtors' income and expenses for bankruptcy purposes. The UST has been unable to complete a satisfactory inquiry prior to the advent of the deadline for objections to discharge. If the UST is unable to resolve the questions surrounding the income and expenses though voluntary resolve of the Debtors within a reasonable amount of time, then the UST expects to conduct a 2004 examination in order to bring clarification.

Therefore, in order to fully investigate the pending case, the UST requests an extension to timely file a motion under 11 U.S.C. § 707(b)(3) and/or to object to discharge under 11 U.S.C. § 727 until **November 16, 2010**.

WHEREFORE, the UST hereby requests an extension to timely file a motion under 11 U.S.C. § 707(b)(3) and/or to object to discharge under 11 U.S.C. § 727 until **November 16, 2010**.

Dated: August 13, 2010

Daniel M. McDermott  
United States Trustee  
Region 9

By: /s/ Pamela Arndt  
Pamela Arndt  
Attorney for the U.S. Trustee  
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**CERTIFICATE OF SERVICE**

I hereby certify that on August 13, 2010, a copy of the foregoing UNITED STATES TRUSTEE'S MOTION FOR EXTENSION OF TIME TO FILE A COMPLAINT UNDER 11 U.S.C. § 707(b)(3) AND/OR § 727 was served on the following registered ECF participants, electronically through the court's ECF System at the email address registered with the court:

David E. Mortimer, lgarcia@rrohio.com; dmortimer@rrohio.com  
Attorney for the Debtors

David M. Whittaker, dwhittaker@bricker.com; dwhittaker@ecf.epiqsystems.com  
Chapter 7 Panel Trustee

Pamela Arndt, pamelad.rice@usdoj.gov  
Attorney for the U.S. Trustee

and on the following by ordinary U.S. Mail addressed to:

Brian M. & Penny S. Greene  
2333 Hawk Street  
Lancaster, Ohio 43130

David E. Mortimer  
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Chase Bank USA, NA  
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Kansas City, MO 64114

/s/ Pamela Arndt  
Pamela Arndt